IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 3773 OF 1991

The Mahanagar Telephone Nigam Ltd. .. Plaintiffs

Vs.

N.L. Javeri ..Defendant

V.V. Shinde i/b Shukla & Associates for Plaintiffs.

None for Defendant.

CORAM: S.K. SHAH, J.

DATE : 4th May, 2006.

P.C.

This suit is filed by the Mahanagar Telephone Nigam Ltd., for recovery of the unpaid telephone bills. The defendant is undefended. It appears that the written statement is filed but it is under objection and the objections are not removed. Therefore it is not taken on record.

Plaintiff has filed the list of documents in support of the claim. They have produced five bills dated 2/11/1988, 1/1/1989, 1/3/1989, 1/5/1989 and 1/1/1991. According to plaintiff all these bills are unpaid. Therefore by advocate's notice dated 12/11/1991 demand of all these bills totally amounting to Rs. 1,17,266/- was made. The said notice was received by the defendant but the bills are not paid. Therefore the suit was filed. In view of these documents the plaintiffs have established the claim. Therefore the suit is decreed. Hence the order:

The defendant shall pay to the plaintiff Rs.1,17,616/- with interest

thereon @ 14% per annum from the date of the suit till realisation of the amount. The defendant shall pay the costs to the plaintiff. The decree be drawn accordingly.

(S. K. SHAH, J)